

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

16 Cr. 207 (KBF)

v.

BORIS NAYFELD

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**DECLARATION OF BORIS NAYFELD IN SUPPORT OF MOTION TO  
MODIFY TERMS OF SUPERVISED RELEASE**

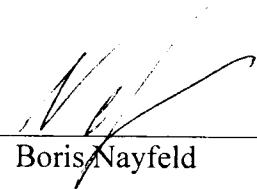
Boris Nayfeld, hereby declares the following:

1. I am the Defendant in the above-captioned matter.
2. I submit this Declaration in support of my Motion To Modify Terms of Supervised Release.
3. I am seeking modification in order to be able to reside in Russia, where I have gainful employment awaiting me.
4. The Court previously entertained, and granted, my Motion to Modify to permit me to travel to Russia to look after my mother's grave. I traveled without incident or problem.
5. I suffer from diagnosed and actively-treated depression, and regularly treating with a doctor and taking medication for it.
6. If my Motion is granted and I am permitted to return to Russia, I will live peaceably over there.
7. On July 27, 2017, I was sentenced to 23 months imprisonment and 3 years of supervised release.
8. I cooperated with the Government in my prosecution.


9. I am of an advanced age (70 years old).
10. My former, criminal friends turned away from me following my conviction. I am very isolated in my current life, with no outlet.
11. I have suffered, and continue to suffer, from clinical depression as a result of my recent life circumstances. I see a psychiatrist and take medication for my condition.
12. I have tried to build a relationship with my son, and have been trying since the time of my release to get a job. Those efforts have failed, as no employer wants to hire me because of my felony status.
13. Having no occupation, and limited relationships around me, is a punishing existence.
14. I have no pertinent education or skills to compete in the U.S. job market. However, I have a job offer in Russia. Attached as "Exhibit B" is a true and accurate copy of a job offer I have there.
15. I need time and money to rebuild my mother's tombstone because it was vandalized (which I sent photographs of to my Probation Officer). However, I cannot do so as long as I am unemployed.
16. There is no need for community protection from me. Again, I am of advanced age, and realize that, in order to build a relationship with my son, I need to change my life around. I will pose no threat to the community if I move to Russia and no longer be connected to any friends or criminal enterprises here in New York.

17. I do not take any illegal drugs, or engage in any other kind of illicit activity. I am fully compliant with all terms of my Probation.
18. I fully complied with the terms of my travel to Russia, regularly report to my Probation Officer, and have had no Probation Violations.
19. As the Court is aware, I have a great deal of remorse for my previous actions—not simply because they put me where I am today, but because I have mended my ways, and desire to move on with my life.
20. There has been publicity following my 2016 arrest, as a result of which my reputation in my community has suffered.
21. Therefore, I am respectfully asking for the Court to grant my motion and permit me to reside and work in Russia, where I will be gainfully employed, able to care for my mother's grave, and have a social network.

Dated: December 16, 2018  
Brooklyn, New York

  
Boris Nayfeld

Sworn to before me this  
16 day of December, 2018

  
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NOTARY PUBLIC

NATALIE SOTNIKOVA  
NOTARY PUBLIC-STATE OF NEW YORK  
No. 01SO6081450  
Qualified in Kings County  
My Commission Expires 10.07.2022